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BEYER WEAVER & THOMAS, LLP

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FACSIMILE COVER SHEET

December 22, 2004

PLEASE DELIVER TO EXAMINER

RECEIVER: EXAMINER KUMAR, PANKAJ

Group Art Unit: 2631

FAX # 703-872-9306

Re: Application No. 09/325,534
Our Docket No.: CISCPO85/799

Sender: Haruo Yawata

Pages Including Cover Sheet(s): 14

CONFIDENTIALITY NOTE

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DEC 22 2004

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Naegeli, et al.

Attorney Docket No.: CISCPO85/799

Application No.: 09/325,534

Examiner: KUMAR, PANKAJ

Filed: June 3, 1999

Group: 2631

Title: METHOD AND APPARATUS FOR
MEASURING QUALITY OF UPSTREAM
SIGNAL TRANSMISSION OF A CABLE
MODEM

CERTIFICATE OF TRANSMISSION

I hereby certify that this correspondence is being transmitted via
facsimile to the United States Patent and Trademark Office, Attention:
Examiner KUMAR, Pankaj at facsimile number 703-872-9306 on
December 22 2004

Signed: 

Miss Mitchell-Rhynes

AMENDMENT TRANSMITTAL

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:


Transmitted herewith is an Amendment in the above-identified application.

The fee has been calculated as shown below.

	Claims After Amendment		Highest Previously Paid For	Present Extra	Small Entity Rate Fee	Large Entity Rate Fee
Total Claims	41	MINUS	36	0	x 25 =	x 50 = \$250.00
Independent Claims	10	MINUS	08	02	x 100 =	x 200 = \$400.00
Multiple Dependent Claim Present and Fee Not Previously Paid					\$180.00	\$360.00
Total					\$	\$650.00

- ☒ Applicant(s) believe that no (additional) Extension of Time is required; however, if it is determined that such an extension is required, Applicant(s) hereby petition that such an extension be granted and authorize the Commissioner to charge the required fees for an Extension of Time under 37 CFR 1.136 to Deposit Account No. 500388.
- ☒ Please charge the required fees, or any additional fees required to facilitate filing the enclosed response, to Deposit Account No. 500388 (Order No. CISCPO85).

Respectfully submitted,
BEYER WEAVER & THOMAS, LLP


Haruo Yawata
Limited Recognition under 37 CFR § 10.9(b)

P.O. Box 70250
Oakland, CA 94612-0250

DEC 22 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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December 22, 2004.

Signed: 

Mia McNeill Haynes

AMENDMENT D AFTER FINAL

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This is in response to the final Office Action dated October 28, 2004. The Applicants appreciate the Examiner's courtesy in providing a telephonic interview with Applicants' representative on December 21, 2004. During the interview, the Applicants' representative pointed out perceived differences between the invention and the cited references.

Please enter the following amendments in the above-identified patent application after final.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks begin on page 10 of this paper.